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DISTRICT COURT

OF THE STATE OF NEVADA

THE STATE OF NEVADA, Plaintiff, vs. DUANE KEITH DAVIS, Defendants.	Case No: C-23-377407-1 Department 2 **MOTION TO DISMISS**

Defendant DUANE KEITH DAVIS hereby files this motion to dismiss on the basis that the State of Nevada has failed to timely pursue these charges against Mr. Davis, failed to provide corroborating evidence supporting Mr. Davis' coerced confession and failed to honor the federal proffer agreement between Mr. Davis and the United States Government thus substantially impairing Mr. Davis' constitutional rights. This Motion to Dismiss is based upon the memorandum of points and authorities herein.

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Case Number: C-23-377407-1

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned will bring the above and the foregoing *Motion to Dismiss* for DUANE KEITH DAVIS, for hearing before the Court at the courtroom of the above-entitled Court on the _____ day of _____, 2025, at _____ in Department 2.

DATED this 6 day of January 2025

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STATEMENT OF FACTS

On September 6, 1996, Tupac Shakur was shot several times in Las Vegas, Nevada. On September 13, 1996, Mr. Shakur allegedly died as a result of the multiple gun shot wounds. No one was ever arrested for the alleged murder of Mr. Shakur until Mr. Duane Davis' arrest on September 29, 2023, over 27 years after the date of the shooting of Mr. Shakur.

On July 16, 1998, Mr. Davis was interviewed by Assistant United States Attorney Michael Terrell. Mr. Davis' attorney, Mr. Edi Faal, was present. The interview was considered a proffer agreement between the United States Government and Mr. Davis, under which any information provided by Mr. Davis, Mr. Davis would not be prosecuted related to that information. Mr. Davis was repeatedly questioned about the alleged murder of Tupac

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Shakur. Mr. Davis denied knowing who shot Mr. Shakur. Mr. Davis was asked to speculate as to who shot Mr. Shakur. Mr. Davis stated it was the Compton Police Department under direction of Mr. Suge Knight, owner of Death Row Records. Mr. Davis was asked what would be Mr. Knight's motive and Mr. Davis responded Mr. Shakur was getting ready to leave working with Death Row Records. At no time during this interview, less than two years after Mr. Shakur's shooting, did Mr. Davis state that he or members of South Side Crips were involved in any manner with the shooting of Mr. Shakur. See Exhibit 1.

On April 20, 1999, Mr. Davis was again interviewed by federals agents after AUSA Michael Terrell obtained permission from his attorney, Edi Faal. The interview was conducted shortly after the shooting death of Orlando Anderson, the nephew of Mr. Davis. Mr. Davis identified the individual that had killed Mr. Anderson. Mr. Davis also stated Mr. Anderson's death had nothing to do with Death Row Records. Mr. Davis stated that Mr. Anderson was not involved in the shooting of Mr. Shakur. Mr. Davis did discuss that Mr. Anderson was attacked by Mr. Shakur in Las Vegas, the night of Mr. Shakur's shooting. Nevertheless, the decision was made to retaliate in Compton since there were so many police around in Las Vegas during the Mike Tyson fight that night. Mr. Davis described how Mr. Anderson testified at Mr. Knight's probation violation hearing since there was no extended disagreement between the South Side Crips and Death Row Record and Mr. Knight had provided Mr. Anderson money to testify on his behalf. Lastly, Mr. Davis stated the Compton Police Department (Reggie Wright Jr.) was responsible for spreading the rumor that Mr. Anderson had shot Mr. Shakur simply because of the altercation between the two men after the Mike Tyson fight. See Exhibit 2.

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On December 18, 2008, Mr. Davis was interviewed again regarding the Tupac Shakur shooting. Present at the interview were Greg Kading, William Holcomb, Daryn Dupree (all with the Los Angeles Police Department) and FBI Special Agent Jeff Bennett. The three LAPD and FBI Agent were part of a Task Force to solve the shooting of rapper Notorious B.I.G. also known as Biggie Smalls, legal name, Christopher Wallace. The Task Force through a sophisticated criminal investigation obtained sufficient evidence that would prove Mr. Davis was the leader of the South Side Crips and his gang was responsible for distribution of over 360 kilos of cocaine and PCP. Mr. Davis provided three interviews to obtain immunity from prosecution. The final interview were solely questions regarding the Tupac Shakur shooting which Mr. Davis was also provided immunity from prosecution. See Exhibit 3.

Mr. Davis stated the following at the December 2008 interview: 1) Sean "Puffy" Combs solicited Mr. Davis to kill Suge Knight and Tupac Shakur for $1,000,000.00. 2) Mr. Davis went to the Mike Tyson fight in Las Vegas on September 6, 1996. 3) Orlando Anderson, Terrance Brown and Deandre Smith also came to Las Vegas in a rented white Cadillac to see the Mike Tyson fight. 4) Orlando Anderson was assaulted by Tupac Shakur and other members of Shakur's entourage after the Tyson fight. 5) Eric 'Zip' Martin, an associate of Puffy Combs, provided Mr. Davis with a gun to exact revenge on Tupac Shakur for the beating Mr. Anderson received. 6) Orlando Anderson, Terrance Brown, Deandre Smith, and Mr. Davis all got in the white Cadillac and searched for Tupac Shakur. 7) When the group found Tupac Shakur and Suge Knight, Mr. Davis passed the gun to the back seat to Deandre Smith, who was reluctant to shoot, Orlando Anderson grabbed the gun and shot at

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the vehicle that Tupac Shakur was in. 8) Mr. Davis never received the money from Zip Martin or Sean Combs that was promised.

On September 9, 2009, Mr. Davis was interviewed once again by the Las Vegas Metropolitan Police Department regarding the Tupac shooting. Present at the interview was Detective D. Long (LVMPD) and Detective Daryn Dupree (LAPD). Mr. Davis was represented by his attorney, Wayne Higgins. Detective Long repeatedly told Mr. Davis that he would not be arrested for his involvement with Tupac shooting. Specifically, Detective Long just wanted for his investigation the same information that was given to Detective Dupree in the Task Force Interview on December 18, 2008. Detective Long stated that he just wanted to close the Tupac case and Mr. Davis was free to leave and would not be arrested. See Exhibit 4.

In this statement by Mr. Davis, he basically repeated what he told the Task Force. 1) Sean Combs wanted both Tupac Shakur and Suge Knight killed and that Mr. Combs was willing to pay for it. 2) Mr. Davis was in Las Vegas for the Mike Tyson fight. 3) Orlando Anderson, Terrance Brown and Deandre Smith also came to Las Vegas in a rented white Cadillac to see the Mike Tyson fight. 4) Eric 'Zip' Martin provided the gun that was used to shoot Tupac Shakur. 5) Orlando Anderson, Terrance Brown, Deandre Smith, and Mr. Davis were all in the white Cadillac. 6) When the group found Tupac Shakur and Suge Knight, Mr. Davis passed the gun to the back seat to Deandre Smith, who was reluctant to shoot, Orlando Anderson grabbed the gun and shot at the vehicle that Tupac Shakur was in. 8) Mr. Davis never received the money from Zip Martin or Sean Combs that was promised.

Las Vegas Metropolitan Police Department as far back as 2009 was in possession of the same set of facts that the Clark County District Attorney is now alleging makes Mr. Davis

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responsible for the murder of Tupac Shakur. The Clark County District Attorney Office has offered no reason as to why it waited another 14 years to prosecute a case against Mr. Davis. Mr. Davis has been irreversibly prejudiced by this unnecessary delay in prosecution of this case and Mr. Davis' constitutional rights have been violated in an extraordinary manner never before witnessed in the annals of the American criminal justice system.

LEGAL ARGUMENT

A. The State Has No Corroborating Evidence to Prove Mr. Davis' Statements

It has long been established that the corpus delicti must be demonstrated by evidence independent of the confessions or admissions of the defendant. Sheriff v. Dhadda, 115 Nev. 175, 180-81, 980 P.2d 1062, 1065 (1999). Confessions and admissions of the defendant may not be used to establish corpus delicti absent sufficient independent evidence. Once the State presents independent evidence that the offense has been committed, admissions and confessions may then be used to corroborate the independent proof. However, all other relevant evidence may be considered. The corpus delicti may be established by purely direct evidence, partly direct and partly circumstantial evidence, or entirely circumstantial evidence. Sheriff v. Middleton, 112 Nev. 956, 962, 921 P.2d 282, 286 (1996).

In the present matter, the State has no independent evidence that Orlando Anderson or any other member of the South Side Crips shot Tupac Shakur. This evidence comes solely from Mr. Davis' statements. The State has no evidence that a gun from Zip Martin was given to Mr. Davis and used in the shooting. The State has no evidence that the driver and passengers in the white Cadillac were members of the South Side Crips. All of these are necessary to establish the corpus delicti of the State's Indictment that Mr. Davis orchestrated

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the shooting of Tupac Shakur. Without independent evidence corroborating Mr. Davis' statements, the Indictment must be dismissed.

B. The State's Delay in Prosecution Irreversibly Prejudiced Mr. Davis' Right to a Fair Trial and Due Process.

The right of due process protects a criminal defendant's interest in fair adjudication by preventing unjustified delays that weaken the defense through the dimming of memories, the death or disappearance of witnesses, and the loss or destruction of material physical evidence. People v. Nelson, 185 P.3d 49, 54 (Cal. 2008). Accordingly, delay in prosecution that occurs before the accused is arrested or the complaint is filed may constitute a denial of the right to a fair trial and to due process of law under the state and federal Constitutions. Id. A defendant seeking to dismiss a charge on this ground must demonstrate prejudice arising from the delay. The prosecution may offer justification for the delay and the court considering a motion to dismiss must balance the harm to the defendant against the justification for the delay. Id.

Whether the delay was negligent or purposeful is relevant to the balancing process. Id. at 58. Purposeful delay to gain an advantage is totally unjustified and a relatively weak showing of prejudice would suffice to tip the scales towards finding a due process violation. If the delay was merely negligent, a greater showing of prejudice would be required to establish a due process violation. Id.

The showing of Mr. Davis' prejudice by the State's delay in this matter is overwhelming. Too many witnesses have died and the unavailability of evidence has occurred during the prosecution's delay of this matter. Specifically, the State of Nevada was in possession of the evidence that they are now attempting to convict Mr. Davis upon as of

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2009. Notwithstanding, no evidence was obtained immediately after the death of Tupac Shakur in 1996 by the Las Vegas Metropolitan Police.

The following is a list of prejudices experienced by Mr. Davis to date:

1. The death and unavailability of Orlando Anderson;
2. The death and unavailability of Terrance Brown;
3. The death and unavailability of Deandre Smith;
4. The incarceration and unavailability of Suge Knight;
5. The incarceration and unavailability of Sean "Puffy" Combs;
6. The death and unavailability of Frank Alexander (Tupac's personal bodyguard);
7. The death and unavailability of Eric "Zip" Martin;
8. The death and unavailability of Henry Lee Smith (member of car entourage on night of the shooting);
9. Inability to locate any witnesses that may identify who was in the white Cadillac on the night of the shooting;
10. The death and unavailability of Los Angeles Police Department Detective Russell Poole.

No matter what the State's justification, the 27 year delay by failure to properly investigate the shooting of Tupac Shakur and the failure to prosecute Mr. Davis after his 2009 statements has unfairly and irreparably harmed Mr. Davis from having a fair trial and from his constitutional due process rights.

C. Mr. Davis Was Provided Immunity from All Prosecution Relating to the Death of Tupac Shakur.

As discussed above, Mr. Davis gave a statement in 2008 regarding his involvement in

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the Tupac Shakur shooting. He signed a proffer agreement which provided immunity for the information he furnished. A short time after this statement in 2009, Mr. Davis also gave a statement regarding his involvement in the Tupac Shakur shooting. During this statement, the investigator officer from the Las Vegas Metropolitan Police Department again promised Mr. Davis that he would not be arrested for his involvement in this matter. Also present was Detective Dupree from the Los Angeles Police Department, who also was present at the initial 2008 interview. Detective Dupree orchestrated this follow up statement with LVMPD so they could close the case. The State of Nevada was in possession in 2009 of the facts that led to his arrest in 2023, specifically, his alleged statement that he was in the white Cadillac and handed the gun to the back seat passengers, which was utilized to shoot Tupac Shakur. The State of Nevada must now honor the initial proffer agreement of 2008 and the LVMPD's promise not to prosecute Mr. Davis.

The State of Nevada recognizes cooperation agreements. See NRS 178.5715. Additionally, the State of Nevada also recognizes that transactional immunity provides for immunity towards any involvement the informant has with the commission of the crime which he provides information. State of Nevada vs. Tricias, 290 P.3d 255 (Nev. 2012). Nevertheless, the State of Nevada is refusing to honor the agreements provided to Mr. Davis by the federal government and by LVMPD. The Nevada Supreme Court in Tricias dismissed the case against the defendant who was granted immunity from prosecution and this Court should also dismiss the case against Mr. Davis.

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CONCLUSION

Based upon the foregoing reasons, Mr. Davis respectfully requests that this case be dismissed. The State of Nevada has violated Mr. Davis' constitutional rights, failed to follow the law in charging Mr. Davis and has failed to honor previous agreements of immunity.

Dated this January 6, 2025

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CERTIFICATE OF E-SERVICE

I certify that on this date, I served the foregoing: **MOTION TO DIMISS** on the following parties by electronic transmission through the Eighth Judicial District Court EFP system:

Dated this 6 day of January 2025.

An employee of the law firm of
CEGA LAW GROUP

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EXHIBIT 1

CONFIDENTIAL

7/16/98

Duane Keith Davis (protect identity), date of birth June 14, 1963, was interviewed by agents at the United States Attorney's Office, Los Angeles, California. Also present at the interview was Davis' attorney Edi Faal and Assistant United States Attorney Michael Terrell. Pursuant to an understanding between Davis and the government, the interview was to be treated as a proffer session. Also, it was understood that the information provided by Davis during the interview would not be used by the FBI in a way which would disclose to individuals outside the FBI that the information came from Davis. (Accordingly, this FD-302 document should not be disseminated outside the FBI.)

During the interview, Davis provided the following information:

Davis knows an individual called "Zip". He does not know his first or last name. Zip, who is from New York, is a pimp who controls approximately forty girls. Zip also sells marijuana. Davis has no knowledge of Zip selling cocaine.

Davis did once discuss a transaction with Zip involving PCP (phencyclidine). Davis then arranged for Patrick Benard to give Zip the PCP. Zip came to Los Angeles with other persons from New York on that and other occasions but Davis does not know these individuals' names.

Davis met Zip in 1993 or 1994 at a baseball game. An individual called "Fats" was also at the game and introduced Davis to Zip.

Fats, who is also called "Flint", is known as a big cocaine supplier who operates in the west side of Los Angeles. Davis associated with Fats prior to 1994. In 1994, Fats was arrested and went into federal custody. Davis has not associated with Fats much since he was released from federal custody earlier this year.

Davis has heard that Fats has little money now, and does not believe he is currently a major drug supplier. Fats' cocaine supplier prior to going to federal prison was his uncle, who is called "TR". Davis has heard that Fats is currently trying to get involved with Aftermath Records.

Davis knows of no gang affiliation by Fats, although Fats wants to be considered a

7/14/98 Los Angeles, Ca.

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SAs Todd W. Holliday and
Wade L. Lee 7/16/98

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member of the Santana Block street gang.

When Davis was asked if he had heard of Fats being involved in any murders since he was released from federal custody, he responded that when Fats was in a halfway house, an individual named Lamar was killed near Fats' house.

Fats and Wayne Day did not get along. Fats once sent Day black roses.

Davis is related to Wayne Day. Davis' uncle, Will Floyd, is also the uncle of Wayne Day.

Concerning the prior drug organization of Wayne Day, Davis was told that agents had heard that people said that Day had Compton "sewn up", meaning that he had controlled cocaine trafficking in Compton. Davis responded that Day had part of Compton sewn up, but had not had Davis' side sewn up.

Prior to his arrest by the FBI, Davis controlled the drug business in the south side of Compton (described more specifically as that part of Compton where the street names have "South" in front of them). Reggie Wright Jr., a former Compton Police Department officer, controls the drug trade in the north side of Compton.

In approximately 1983 or 1984, Davis sold cocaine which he bought from Patrick Johnson. At the time, Johnson controlled the drug trade in all of Compton, and also distributed in the Los Angeles area.

Johnson was subsequently arrested federally and went into federal custody. Then, in approximately 1991, Davis became the drug supplier controlling the south side of Compton. When Wayne Day was arrested by the FBI, Davis and his cousin, Rodney Blackmon, aka "Speedy", took over the area that had been controlled by Day. Davis and Blackmon became the major suppliers in the Jordan Downs Housing Projects in Watts.

In the early 1990's when Deathrow Records was started, Marion Knight, called "Suge", gained control of the north Compton drug trade. Knight was associated with all of the blood street gangs in Compton, and members of these blood gangs participated with and assisted Knight in the distribution of cocaine. Knight would offer blood members getting out of jail thousands of dollars to act as enforcers. When Knight went to prison, Reggie Wright Jr. became the leader of this drug enterprise.

In the end of 1990 or the beginning of 1991, Davis visited Johnson at the Metropolitan Detention Center. Johnson told Davis that he was starting a record company, Deathrow Records. Johnson then directed Davis to give approximately $80,000 in money that Davis owed Johnson from

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previous drug transactions to Johnson's girlfriend, Tosiah LNU, so that the money could be used to start Deathrow Records.

Tosiah and Kango LNU, a black female believed to be the girlfriend of Michael Harris, called "Harry O", then came to Davis' apartment in Irvine and picked up the money. Davis gave them the money in cash.

Davis is also aware that Harris contributed money to start Deathrow Records. He knows this from conversations with Johnson and Tosiah and Kango, although at that time Harris was referred to as "Ken". Davis had met Harris and later realized that Ken was Harris when he saw a television news show which profiled the largest drug dealers in Los Angeles, one of them being Harris.

When asked if a dispute ever later arose between Johnson and Knight, for example over Knight not making payments to Johnson, Davis responded that he knew of no disputes. The two remained friendly, and Davis heard that Johnson called Knight every day.

Davis was friendly with Knight until Knight and others beat his nephew, Orlando Anderson, in Las Vegas on the day that Tupac Shakur was killed. In approximately 1995, Davis was invited to a party thrown by Knight. The party was at a house on Winnetka near the Hidden Hills area of Los Angeles county.

Knight had, and now Reggie Wright Jr. has, associations with police officers who assist in the drug enterprise and even commit murders for Knight. At the 1995 party, approximately six Compton Police Department officers and some Los Angeles Police Department officers were at the party providing security. Some of them wore jackets saying "Wrightway Security", a company owned by Reggie Wright Jr. Although Davis does not know the names of most of the officers, two of the Compton Police Department officers were Sergeant Reynolds and Lieutenant Reggie Wright Sr., the father of Reggie Wright Jr.

Davis knows that Knight has bought cars for several of the officers. For example, Knight bought a Legend for Reynolds, and a Lexus for Reggie Wright Jr.

Davis also knows that the mayor of Compton, Omar Bradley, associated with Knight and the blood gang members. Davis knows that the mayor has attended parties with them.

Davis also advised that the word on the street is that Compton Police Department officers commit murders for Knight. Specifically, Davis has heard that Compton Police Department officers killed Bruce Richardson approximately two years ago. Richardson was a drug dealer who owned a car wash at 52nd Street and Crenshaw. Richardson had gotten into a fight with Knight and beat Knight up

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shortly before he was murdered.

Concerning the current drug organization run by Reggie Wright Jr., one of the distribution locations is the Untouchables Auto Shop located at Alondra and Washington in Compton. The shop is owned by Melvin Heard. Heard, "G-Ray", and "Jim" distribute cocaine from the shop.

Individuals who "work" for Reggie Wright Jr. assisting in the distribution of cocaine include: 1) Mob James, a member of the Mob Piru street gang who is approximately thirty years old; 2) Flip, who distributes from a shop located on Compton Boulevard and Harris; 3) Bump Tree, a member of the Mob Piru street gang; 4) Trayvon Lane, a member of the Mob Piru street gang; and 5) Kevin Woods.

Reggie Wright Jr.'s organization also includes other members of the Mob Piru, Treetops, and Fruit Town street gangs. Wright's organization supplies the Bounty Hunters and the Spooktown gangs.

A couple of weeks before the murder of Tupac Shakur, Marcus, who lived in the Southside Crip neighborhood, was in a mall by himself. A number of blood street gang members attacked Marcus and began beating him. Orlando Anderson and others then approached the situation, observed what was happening, and then went to the aid of Marcus. They beat up the blood gang members.

At the Las Vegas casino on the day of Tupac Shakur's murder, the blood street gang members and Knight saw Anderson and attacked him because of the previous incident at the mall. After the attack, Davis, Anderson, Davis' girlfriend, Paula Johnson, and Anderson's girlfriend, Rasheena, went up to their hotel room at the Excaliber Casino. The room was in Anderson's name. The four had driven to Las Vegas in a Land Cruiser. Corey Edwards, Kevin Davis, Terry Brown, aka Bubble-Up, Big Dre, and Winn had also traveled to Las Vegas. They stayed at the MGM Casino.

Davis repeatedly denied knowing who killed Tupac Shakur. When asked to speculate, he said that he believed that Shakur was killed by the Compton Police Department officers working for Knight. When asked what the motive would be for this, Davis responded that he had heard that Shakur was talking about leaving Deathrow Records.

Marcus was shot and killed in April 1997. When initially asked who killed Marcus, Davis responded that Ace, a member of the Southside Compton Crips had been convicted of the murder. Ace and Marcus had not gotten along for a long period of time. Then, someone in a van shot up Ace's grandmother's house. People said that it was Davis and his people who had shot up the house. Ace came to believe that the van used was Marcus' dark blue van, and that Marcus had committed the

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shooting. Accordingly, Ace shot and killed Marcus. At the time he was killed, Marcus was with Tommy, a basketball player, who was later interviewed by detectives.

In approximately 1993 or 1994, Zip introduced Davis to Notorious BIG at Summer Jam. Davis associated with Notorious BIG when he was in the Los Angeles area. There was never any drug connection between Davis and Notorious BIG.

Davis was at the music event when Notorious BIG was shot and killed. Prior to the murder, Davis observed females associated with Deathrow Records at the party. They were Lashelle, a comedian for Deathrow, and Jewell, a singer for Deathrow. Davis believes they saw Notorious BIG at the event and then called blood gang members to come. Davis observed Reggie Wright Jr., DJ Quik, a performer for Deathrow, Theo, a disk jockey, and about ten or eleven Treetop and Fruit Town blood gang members arrive at the event. Davis told Notorious BIG they were there and to watch out. Shortly thereafter, Notorious BIG was shot. Davis did not see the shooting.

Davis believes that Reggie Wright Jr. and the blood gang members associated with him killed Notorious BIG. When asked who the individual was who killed Notorious BIG, and who the composite drawing of the suspect looked like, Davis responded that the composite looked just like Reggie Wright Jr.

Concerning the two quadruple homicides in Compton in 1998, Davis heard that the first was committed by unknown Mexicans. He heard that the second was committed by members of MacMafia, a Long Beach gang. The gang members had been committing robberies of people. They were arrested by the police and are in custody.

Concerning the feud between Owl and Corey Edwards, Davis explained that this went back many years to when the 107 Hoovers did a drive-by and shot and wounded Owl and Terry Brown, and shot and killed Lee and Lee's brother. One of the Hoovers was killed, and Edwards went to his funeral. Owl, who is the cousin of Akili, was mad that Edwards would go to a funeral of someone who shot him and killed his friends, and there has been a feud between the two ever since.

Concerning the death of Orlando Anderson on May 29, 1998, the day after Davis' federal arrest, Anderson and Owl were together when they encountered three members of the Corner Pocket Crips: two whose last names were Stone, and Danny LNU, who is called Danny Stone. Prior to the encounter Danny had been "mouthing off" negatively about Anderson. When the five met, Danny pulled out a .25 caliber and started shooting. Anderson pulled out a gun and shot and killed the other two Stones. As Anderson and Owl then drove off, Anderson realized he had been hit by gunfire, and later died. Danny is still not in police custody.

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Davis was asked to discuss all individuals out of state who he supplied cocaine to and all local individuals he supplied that distributed cocaine out of state. He initially advised that he had not distributed cocaine out of state or to anyone who he knew distributed out of state within the last three years.

In about 1991, Davis made a connection with "Primo", also called the "Short Man", who was a Colombian cocaine supplier operating in the Los Angeles area. Davis bought kilograms of cocaine from Primo for $11,500 and $12,500 a kilogram. Primo fronted Davis two hundred kilograms of cocaine at a time, which Davis would then sell in two or three weeks.

Prior to being supplied by Primo, Davis was supplied by a supplier named Frank. Primo was Davis' supplier until about 1995, when Primo went back to Colombia. Davis knows that Primo had a ranch in another country in Central America, believed to be Guatemala.

Until approximately 1993, Davis supplied large quantities of cocaine to Little Rock, Arkansas. An individual called "Fink" worked for Davis and arranged for the transportation of cocaine from the Los Angeles area to Little Rock. Rodney Blackmon and Kevin Davis were at Fink's drug location in Little Rock when the police raided it several years ago.

On one occasion, Primo fronted Davis sixty kilograms of cocaine. Davis then gave the cocaine to Fink, who arranged for it to be transported to Little Rock. The Compton Police intercepted the shipment. Davis owed Primo for the lost cocaine, but Primo told Davis to only pay him for half of the sixty kilograms. Davis accordingly paid Primo approximately seven hundred thousand dollars.

Davis last supplied Fink in approximately 1993. He believes that Fink still distributes cocaine to Little Rock. Fink has a house in Rialto.

Until about three years ago, Davis supplied Corey Edwards who was supplying "all over" Ohio. At one point, in approximately 1993, Edwards got into some trouble, and Edwards' Cleveland drug contact, Joe Bubs, started coming out to the Los Angeles area to acquire cocaine directly from Davis. Bubs, who is a resident of Cleveland, Ohio, is currently doing seventy months in federal prison.

When Bubs came to Los Angeles to obtain the cocaine, he came with George LNU, his drug courier who was about fifty years old. George would drive the cocaine back to Cleveland in a van.

Davis broke off the drug relationship with Bubs after he believed that Bubs and George were working with the FBI to make a case on Davis. On this occasion in approximately 1993, Bubs and George came to the Los Angeles area to acquire cocaine. Before delivering the cocaine, Davis observed several cars surveilling him, which he believed was the FBI. He did not go through with the drug

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transaction.

Davis has never supplied cocaine to Greg Brooks. Davis knew Brooks was distributing to Baltimore.

Samuel Lopez became Davis' main supplier after Primo went to Colombia. Davis also began selling smaller quantities at this time. Samuel Lopez' brother, Herman Lopez, is currently in federal custody. Davis has heard that Samuel Lopez went to Mexico after the FBI attempted to arrest him. George Lopez, who is about sixteen or seventeen years old, used to answer the phone for Samuel Lopez.

Davis at first denied any drug connection with an individual referred to as "Dupree" who lives in Palmdale. Davis initially said that he was trying to start a music company to sell CD's and for this reason was in contact with Dupree.

Agents then played for Davis a tape of an intercepted telephone conversation between Davis and Ezell Dupree Hall III which occurred on June 24, 1997 (CDC 654, tape 17, call 4). Davis stated that the call was between him and Dupree, and acknowledged that during the call Dupree was saying that he had people coming from out of state to the Los Angeles area to purchase cocaine. Davis denied knowing where the buyers from out of state were coming from.

Agents then showed Davis the following Department of Motor Vehicles photographs with the identifying information covered up:

1. When shown the photograph of Samuel Lopez, DLN B6792193, Davis identified him as the Samuel Lopez who had been Davis' cocaine supplier.

2. When shown the photograph of Corey Edwards, DLN C0805047, Davis identified him as Corey Edwards.

3. When shown the photograph of Ezell Dupree Hall III, DLN C3849378, Davis identified him as the individual who lived in Palmdale called "Dupree".

Davis was again instructed to tell the truth.

Davis did supply cocaine to Dupree. Dupree had an out of state buyer in Kentucky and would bring suitcases of money to Davis to purchase 8 to 13 kilograms of cocaine at a time. Davis would then take the money to Lopez, acquire the cocaine, and give it to Dupree.

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Concerning the telephone call played by the agents, the call concerned Dupree and Davis discussing waiting on the Kentucky buyer coming to Los Angeles to purchase cocaine. Dupree had already had conversations with the Kentucky buyer as to the price that the buyer would pay for the cocaine. This transaction eventually occurred after the Kentucky purchaser arrived in Los Angeles wanting eleven kilograms of cocaine. Dupree then gave Davis approximately two hundred thousand dollars in cash. Davis went to Palmdale to get the money and met Dupree at the Holiday Inn on Palmdale Boulevard. Davis got the room.

The day after Davis picked up the money, he got the eleven kilograms of cocaine from Samuel Lopez. Dupree then sent one of his drug workers called "Hammer", a black male about fifty years old, to pick up the eleven kilograms from Davis.

Davis believes the buyer from Kentucky was called "Sporty". He was a light-skinned black male about twenty-nine or thirty years old with "crazy hair" and gold teeth.

Dupree is a member of the Carver Park street gang. Davis has been supplying him since about 1996. At that time, Dupree was a middleman for local buyers. He then became a middleman for the Kentucky buyer. The Kentucky buyer paid "out of state prices" for the cocaine, and Dupree and Davis would split up this out of state profit. The Kentucky buyer would pay approximately twenty-nine or thirty thousand dollars per kilogram of cocaine.

Dupree is a music producer and has a music studio called K-5, which is located in Palmdale on Palmdale Boulevard near third street. Dupree drives rental cars. Hammer, who is a drug courier for Dupree, is a contractor.

Regarding three intercepted telephone conversations on June 20, 1997 previously played for Davis, in the first two calls, Davis is talking to Shawn Williams, who is called "Wood". In the calls when "two for two" is said, they may be talking about playing Nintendo. Davis is not a party to the conversation in the third call.

Davis would front cocaine to Williams, generally in nine ounce or half kilogram quantities. Williams would then sell the cocaine and bring the money to Davis.

Prior to 1990, the leader of the Nutty Block Crips was Woodrat, a brother of Shawn Williams. Since he went to jail in 1990, the leaders of the Nutty Block Crips have been Shawn Williams and Jesse (believed to be referring to Jesse Barker). Another brother of Shawn Williams is Danny Williams, who is known to be an informant for Baker, a Compton Police Department officer.

After Samuel Lopez fled to Mexico, Davis was supplied with cocaine by TJ, a Mexican

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supplier. Davis believes that TJ is still a supplier of cocaine.

When asked about the nature of his drug relationship with Rodney Blackmon, Davis responded that sometimes Davis would have cocaine when Blackmon did not and Davis would supply it to Blackmon, and other times Blackmon would have cocaine when Davis did not and Blackmon would supply it to Davis. Robert, a Mexican in Paramount, supplied Blackmon.

Winn would find drug customers for Davis. Winn lives in Long Beach.

Concerning the vehicle stop of Davis in July 1997, on that day, Davis had met Blackmon at Samuel Lopez's drug location on Willowbrook in Compton. Lopez told them to come back in thirty minutes to pick up the cocaine. Davis then got into the van with Blackmon and as they went to Taco Bell he realized they were under surveillance. They were subsequently stopped by LAPD. At the police station, a red-haired LAPD officer told Davis to stay out of Watts. Davis followed this order, and stopped using Blackmon's residence.

After being released from custody, Davis and Blackmon returned to Lopez's drug location and picked up nine kilograms of cocaine. On a subsequent day, Davis observed that Blackmon was being followed by law enforcement.

Davis denied that he was the leader of the Southside Compton Crips. Darnell Brim, who was recently arrested, is the leader of the gang.

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EXHIBIT 2

FD-302 (Rev. 10-6-95)

CONFIDENTIAL

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/20/1999

Duane Keith Davis (protect identity), date of birth June 14, 1963, was interviewed by agents at the Federal Correctional Institute (FCI) in Safford, Arizona. Prior to the interview, Assistant United States Attorney Michael Terrell had received permission from Davis' attorney, Edi Faal, for agents to conduct the interview. Davis was not advised of his Miranda rights during the interview. Davis requested confidentiality (and this FD-302 document should not be disseminated outside the FBI.)

During the interview, Davis provided the following information:

Concerning the shooting death of Orlando Anderson in May 1998, Davis has heard that Daniel Smith, who people call "Danny Stone", was involved in the shooting, and was the person who shot and killed Anderson. Prior to the day of the shooting, Smith was going around telling rumors about Anderson and "mouthing off" about Anderson. On the day of the shooting, Anderson, who was with "Owl" (Michael Dorrough) at a hamburger stand in Compton, California, saw Smith and crossed the street to a car wash to confront him. Smith, who was with Michael and Jerry Stone, pulled out a gun and shot Anderson. Anderson then shot and killed the two Stones, before he died.

Smith is a member of the Corner Pocket Crips and is about 33 or 34 years old. Michael Stone was the leader of the Corner Pocket Crips.

After the shooting, Owl was charged with manslaughter by the Compton Police Department. At Owl's preliminary hearing, Michael Stone's mother told the prosecutor and judge that they had the wrong person and that Smith, and not Owl, should have been charged.

Davis believes that Anderson's death the day after the FBI arrests of Davis and others was just a coincidence. Davis is not aware of any motive for why the blood gang members or

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Investigation on 4/15/99 at Los Angeles, Ca.

281F-LA-215995-302, 281F-LA-215995-X-302 Date dictated 4/20/99

by SA Todd W. Holliday and SA Wade L. Lee

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individuals associated with Death Row Records would have wanted to kill Anderson.

Anderson was not involved in the shooting death of Tupac Shakur, and neither Davis nor his group killed Shakur or Christopher Wallace, aka "Notorious B.I.G". Davis does not know who killed the two rap stars. He believes that either individuals from New York associated with Puffy Combs or individuals associated with Death Row Records could have killed Shakur, and that individuals associated with Death Row Records killed Wallace.

The conflict between Davis and Marion Knight, and the conflict between the Southside Compton Crips and the Compton blood (Piru) gangs began as a result of the mall altercation between Marcus Nunn, Orlando Anderson, and other members of the Southside Compton Crips with the Compton blood gang members, including Trevon Lane. This altercation led to the later assault on Orlando Anderson in the Las Vegas casino during which Knight, the blood gang members, and others associated with Death Row Records beat and kicked Anderson.

Davis and Anderson were upset after the casino attack on Anderson, but they were not going to strike back with so many police officers around. They would have struck back once they returned to Compton.

After Tupac Shakur was shot and killed shortly after the casino attack on Anderson, there was a war between the Southside Compton Crips and the Compton blood gangs. During the war, Davis' group "lost" Bobby Finch. Also, Darnell Brim was shot.

Davis believes that the Compton Police Department spread the word that Anderson and Davis' group had killed Shakur. Also, people speculated that this is what happened because of the circumstances of the attack on Anderson shortly before the shooting.

Davis is aware that Anderson testified favorably for Knight at Knight's probation violation hearing. Davis is unaware of Anderson receiving any payment for this testimony, and is also unaware of any subsequent requests or demands by Anderson for money from Knight.

In the course of providing the above information, Davis advised that Knight's uncle was also in custody at the Safford FCI.

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Davis further advised that he did not want any trouble with Knight or his people and just wanted to serve his time peacefully until released.

The agents then showed Davis a California Department of Motor Vehicles (DMV) photograph of James Anthony Welch, DLN A8491100, with the identifying information covered up, and asked Davis if he knew who the person in the photograph was. Davis then stated that the person in the photograph was called "Rick James". Davis then immediately further stated that the word on the street was that this person had killed "F.L.", a rap music promoter in Inglewood.

The murder of F.L. was ordered by Knight. Knight and F.L. had agreed to a $150,000 record deal. Knight paid F.L. the $150,000, but F.L. did not produce the record. Knight then had Rick James kill F.L. Knight also ordered the murder of the three rap artists killed in Los Angeles in the same time period. These were the artists who were supposed to have performed on the record to be produced by F.L.

Rick James is a Treetop Blood gang member. He recently cooperated against "Pooh" on a federal PCP (phencyclidine) case. Because of his cooperation, no one is dealing with him anymore.

Davis was asked to provide further information regarding his previous information regarding Compton Police Department officers committing murders for Knight. Davis advised that specifically, he had heard that Frederick Reynolds participated in the murder of Bruce Richardson.

The Compton Police Department executed two search warrants on Davis' locations in connection with the rap murders. The first was in October 1996 at the Burris Street address, and the second was in May 1997 at the California Street address. Reynolds came to the California Street address during the second raid.

Davis stated: "All of Compton P.D. is corrupt." Davis explained that numerous officers there have an affiliation with Knight and the blood street gangs. Davis denied having any association with any law enforcement officers who protected him or his drug organization.

Davis does not know the names of most of the law enforcement officers who he has observed associating with Knight

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and the bloods. The only two Compton Police Department officers whose names he knows that are corrupt are Reginald Wright Sr. and Frederick Reynolds. Davis has not heard any information regarding corruption by the Chief of the Compton Police Department.

Reginald Wright Jr. became the leader of Knight's criminal organization after Knight went to jail. Davis believes that Reginald Wright Jr. still controls the drug trade in the northern part of Compton. Reginald Wright Jr. tries to be "hands off" in conducting his drug business, having his people physically take possession of and distribute the drugs, rather than handling the drugs himself. Davis advised that this was the manner in which he tried to operate his drug organization before his federal arrest.

The agents showed Davis a photograph of an unidentified male, who has been referred to by other persons interviewed as "Ponytail". Davis advised that he did not know who the person in the photograph was. Davis was then asked if he had heard of a supplier called Ponytail. Davis answered that he had heard that there was a big supplier of cocaine called Ponytail who had supplied Knight and other blood gang members. Davis has also heard that Ponytail, who is believed to be "Mexican", would distribute cocaine 500 kilograms at a time.

Knight, and then Reginald Wright Jr. were supplied with cocaine by All Star Tire and also by Ponytail. The "main guy" at All Star Tire involved in drug distribution is "Gray".

The main members of Reginald Wright Jr.'s organization are believed to be Buntry Al, Trevon, Kevin Woods, Fink, and Zeke. Zeke, a blood, and Fink, a crip, are drug partners, and were partners prior to Davis' Little Rock cocaine shipment that was intercepted. After Davis stopped supplying the two, they then began to be supplied by Knight. Fink had the connections with Davis. Zeke had the connections with Knight. Zeke "hangs-out" at a Mob Piru hang-out location at Stockton and Orchard in Compton.

Davis has heard that the shop formerly called Untouchables has moved and that "Mexicans" are now selling from the location. Both G-Ray and Jim who used to distribute drugs at the shop are both members of the Spooktown Crips.

Since the FBI arrests in May 1998, people are scared to conduct narcotics activity in the Jordan Downs Housing Projects.

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EXHIBIT 3

REPORT OF INVESTIGATION

1. Program Code	2. Cross File / Related Files	3. File No.	4. G-DEP Identifier
HID 100	☐ ☐ ☐ ☐ ☐	R1-06-0417	YGC1E
5. By: TFO GREG KADING At: SCDTF/LA-HIDTA		6. File Title HAWKINS, JERRY	
7. ☐ Closed ☐ Requested Action Completed ☐ Action Requested By:		8. Date Prepared 03/16/09	

9. Other Officers: DETECTIVE WILLIAM HOLCOMB, DETECTIVE DARYN DUPREE, SPECIAL AGENT JEFF BENNETT

10. Report Re: INTERVIEW OF DUANE DAVIS REGARDING THE MURDER OF TUPAC SHAKUR

SYNOPSIS

On December 18, 2008, Task Force Officers (TFO) Greg Kading, William Holcomb, and Daryn Dupree, along with Federal Bureau of Investigation (FBI) Special Agent (SA) Jeff Bennett, interviewed Duane DAVIS regarding the murder of Tupac SHAKUR. The interview was conducted at 8447 Wilshire Boulevard, Suite 100, Los Angeles, California. Also present was DAVIS' attorney, Wayne Higgins.

DETAILS

1. On December 18, 2008, at approximately 10:30 a.m., investigators met with Duane DAVIS at DAVIS' attorney's office. DAVIS reviewed reports containing prior interviews DAVIS had completed. DAVIS pointed out several discrepancies in the prior reports, admitting he had not been entirely truthful about specific facts, including the circumstances surrounding the murder of SHAKUR.

2. DAVIS was advised the purpose of the interview was to correct DAVIS' previous false statements as they related to the murder of SHAKUR and provide investigators with the factual details.

3. DAVIS provided the following explanation. In the early 1990's, DAVIS associated with "Flint". "Flint" is known to investigators as Flentard COLEMAN. COLEMAN and DAVIS occasionally played against each other during neighborhood baseball games. COLEMAN was affiliated with the Santana

11. Distribution:	12. Signature (Agent)	13. Date
Division District Other	TFO GREG KADING	3-16-09
	14. Approved (Name and Title) SEAN VICKERS GROUP SUPERVISOR	15. Date

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Block Crips and DAVIS was a member of the Southside Crips. The gangs/teams would compete for bottles of champagne. It was during these games that COLEMAN introduced DAVIS to "Zip". "Zip" is known to investigators as Eric MARTIN. MARTIN would occasionally play for COLEMAN'S team.

4. DAVIS recalled COLEMAN beginning his drug activities around this time. DAVIS, who was also involved in narcotic sales, traveled to New York with COLEMAN to visit MARTIN. The purpose of the trip was to conduct a multi-kilogram cocaine deal with MARTIN. DAVIS, who was providing the cocaine, stayed at MARTIN'S house in Jersey City. COLEMAN acted as a broker between DAVIS and MARTIN. After COLEMAN was arrested in Florida, DAVIS conducted a PCP transaction with MARTIN and began to socialize with MARTIN when MARTIN would come to Los Angeles.

5. In or around 1992, MARTIN introduced DAVIS to Sean "Puffy" COMBS. DAVIS recalls the introduction occurring at the Paradise Nightclub on Santa Monica Boulevard. After speaking with COMBS, DAVIS agreed to allow COMBS to use his 1964 Chevy in a music video. The video featured the artist "Usher". After the vehicle was damaged in the production of the video, COMBS paid $2,500.00 to have it repaired.

6. DAVIS recalls MARTIN visiting Los Angeles on a monthly basis. DAVIS recalls meeting with COMBS socially on several occasions. Most of the meetings between DAVIS and COMBS occurred at Greenblatt's restaurant on Sunset Boulevard. However, COMBS became hesitant to visit Los Angeles because of on-going hostilities with Marion "Suge" KNIGHT. The hostilities were exacerbated after KNIGHT appeared on-stage during an award show in New York and publicly humiliated COMBS.

7. During the 1995 music festival known as Summer Jam, KNIGHT approached DAVIS and asked DAVIS how he knew COMBS. DAVIS told KNIGHT, "The same way I know you".

8. DAVIS next recalled that KNIGHT'S associate and bodyguard Jai Robles, was shot in Atlanta. This incident occurred on September 23, 1995. DAVIS heard rumor that "Wolfe" had killed Robles. "Wolfe" is known to

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investigators to be Anthony Jones. Jones was an associate of COMBS; however, Jones is now deceased.

9. On a future occasion, DAVIS and MARTIN were together in Compton, California when COMBS called MARTIN on his cell phone. COMBS requested to speak with DAVIS and asked DAVIS if he thought it was safe for COMBS to come to Los Angeles for a concert. COMBS expressed his concerns about KNIGHT and possible retaliation related to the Robles murder. DAVIS advised COMBS that if he would provide DAVIS with forty or fifty tickets to the concert DAVIS could provide an entourage. COMBS agreed and DAVIS and his crew, in fact, attended the concert in support of COMBS. DAVIS noted that KNIGHT and his associates did not attend the concert. DAVIS recalls the concert taking place in Anaheim, California. It was at this event that COMBS began to solicit DAVIS to kill KNIGHT and SHAKUR. COMBS asserted something to the effect of "I'll give anything for those dude's heads". DAVIS stated that Wendell PRINCE, Orlando ANDERSON, Corey EDWARDS, Michael DORROUGH, and Denvonta LEE, may have heard COMBS' statement.

10. After the concert, COMBS, along with DAVIS and members of his entourage, went to a party at a hotel. DAVIS thought the hotel may have been a Hilton. The party took place inside of a suite. DAVIS recalls among others, COMBS, MARTIN, Andre HARRELL, and D-Mack (known to investigators as Darrius ROGERS) to be present. In an adjoining room were additional security personnel hired by COMBS. COMBS claimed they were Navy SEALS.

11. Prior to the Anaheim concert event, DAVIS and his associates had attended another concert in San Diego with COMBS. However, at this event, DAVIS' entourage was much smaller, approximately twelve members, including MARTIN, ANDERSON, and Deandre SMITH. It was during this event that DAVIS met Biggie Smalls (Christopher Wallace) for the first time. Additionally, DAVIS had met with COMBS and Wallace in Las Vegas during a boxing match. DAVIS believes it may have been an Evander Holyfield - Buster Douglas fight. The fight was earmarked by a fan who had parachuted into the boxing ring creating a melee. DAVIS and his crew stayed at the Treasure Island Casino and attended a party hosted by Ervin "Magic" Johnson. DAVIS does not recall any discussion about KNIGHT or SHAKUR at these events.

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12. At a later date, Duane DAVIS, Eric MARTIN, Corey EDWARDS, Sean COMBS and others, met at Greenblatt's Restaurant in Hollywood. While at the restaurant, COMBS summoned DAVIS into the downstairs area. COMBS again told DAVIS he (COMBS) needed to get rid of KNIGHT and SHAKUR. COMBS offered DAVIS $1,000,000.00 to handle the problem. DAVIS remembers COMBS being very afraid of KNIGHT.

13. On the day before the SHAKUR murder, DAVIS, MARTIN and others met again at Greenblatt's Restaurant and departed for Las Vegas to view a Michael Tyson fight. DAVIS drove a rented Buick Century, MARTIN drove a Mercedes Benz, and DAVIS' brother, Kevin DAVIS drove a rented van. Corey EDWARDS and Tracy SESSION drove in the van with Kevin DAVIS. DAVIS went to Las Vegas to view the fight and was not anticipating the confrontation with KNIGHT and SHAKUR. DAVIS stayed at the Monte Carlo Casino in a room reserved under his wife's, Paula CLEMONS, name.

14. The following day, Orlando ANDERSON, Terrence BROWN and Deandre SMITH arrived in Las Vegas, driving a rented Cadillac. The vehicle was rented by BROWN'S mother-in-law. ANDERSON stayed at the Excaliber Casino.

15. After acquiring fight tickets from a "scalper" and meeting up with MARTIN, the group went to the MGM Casino to witness the bout. After the fight DAVIS, Kevin DAVIS, Terrence BROWN and others went to get something to eat. ANDERSON was not with DAVIS, due to the fact that his seating location was separate during the fight. While at the restaurant, DAVIS was informed that ANDERSON had been assaulted. DAVIS recalled MARTIN being in the lobby area with a friend, "Ritchie Rich", and other New York associates. MARTIN asked DAVIS, "Do you need some help". MARTIN advised DAVIS that he had a gun available. DAVIS also encountered another associate of his, Anthony TREGGS, who offered to help DAVIS retaliate against ANDERSON'S assailants. DAVIS informed MARTIN and TREGGS that his crew would handle the problem.

16. After encountering MARTIN in the lobby, MARTIN and DAVIS went to MARTIN'S vehicle in the parking lot. Inside of MARTIN'S Mercedes Benz, DAVIS observed female rap artist, Inga Marchand (aka "Foxy Brown"). ARTIN directed Brown to exit the car so that DAVIS and MARTIN could talk

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privately. DAVIS sat in the front passenger seat while MARTIN occupied the driver's seat. MARTIN removed a handgun from a compartment in the armrest area. MARTIN gave the firearm to DAVIS. DAVIS observed the weapon to be a .40 caliber Glock handgun. MARTIN encouraged DAVIS to follow through with the shooting, advising it was a perfect opportunity to get KNIGHT and SHAKUR.

17. DAVIS was aware that KNIGHT and SHAKUR were expected to attend an event at KNIGHT'S nightclub, the 662 Club. DAVIS got into the rental van with his brother, Wendell PRINCE, Corey EDWARDS, Tracy SESSION, and an unknown passenger from Detroit, Michigan. Meanwhile, Orlando ANDERSON, Deandre SMITH, and Terrence BROWN were in the rented Cadillac. ANDERSON told DAVIS he had a gun secreted under the hood of the Cadillac.

18. The group drove together to the 662 Club looking for KNIGHT and SHAKUR. While at the club, EDWARDS became apprehensive, causing DAVIS to be uncomfortable around EDWARDS. After waiting for approximately 15 minutes, the group became impatient and decided to go to a liquor store to purchase alcohol. At the liquor store, DAVIS exited the van and got into the Cadillac. DAVIS advised he sat in the front passenger seat, BROWN drove, SMITH sat behind BROWN and ANDERSON sat behind DAVIS.

19. After leaving the liquor store, the occupants of the Cadillac observed female pedestrians yelling, "Tupac, Tupac" at a passing convoy of vehicles. BROWN negotiated a U-turn and drove after the convoy. Upon reaching the convoy, the passengers of the Cadillac began scan the occupants of the convoy vehicles attempting to locate KNIGHT and SHAKUR. BROWN pulled along the passenger side of the vehicle containing SHAKUR and KNIGHT, causing Deandre SMITH to be in the best position to shoot. DAVIS handed the handgun he received from MARTIN to SMITH. SMITH expressed reluctance to shoot, so ANDERSON grabbed the gun from SMITH and began shooting at KNIGHT'S vehicle.

20. While ANDERSON was shooting, DAVIS recalls KNIGHT looking directly at DAVIS. DAVIS recalled SHAKUR trying to escape the line of fire by getting in the back seat. As BROWN drove away from the scene, a vehicle attempted to follow the suspect's vehicle. DAVIS believes the car was a Sebring or

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something similar driven and occupied by females. ANDERSON shot at the pursuing vehicle causing it to cease.

21. BROWN then drove the group to a parking lot near The Carriage House. The group exited the car and ANDERSON placed the gun on top of the front passenger tire. While the group walked to the Monte Carlo Casino they observed a passing ambulance, which they presumed was enroute to the hospital from the shooting scene. The group then spent the evening partying at the Monte Carlo Casino.

22. The following day, DAVIS said Terrence BROWN returned to the Cadillac to ensure no casings were present. DAVIS, his wife, Paula CLEMONS, Orlando ANDERSON, and ANDERSON'S girlfriend, returned to Los Angeles in the Buick Century. During the morning hours, DAVIS received a telephone call from MARTIN. MARTIN requested DAVIS meet him at a restaurant in Los Angeles. DAVIS recalled the restaurant being a "hot wing place" at Melrose Boulevard and La Brea Avenue. While at the restaurant, MARTIN told DAVIS that COMBS had called MARTIN and asked, "Was that us?" MARTIN said he also received a phone call from Faith Evans about the shooting. Evans is known to investigators to have been the wife of Christopher Wallace at the time. DAVIS asked MARTIN when he would receive compensation for the shooting. MARTIN told DAVIS he would get the money when he returns to New York. Additionally, while at the restaurant, COMBS called MARTIN again. MARTIN then handed the phone to DAVIS. COMBS again inquired, "Was that us?" DAVIS recalled COMBS sounding elated about the situation.

23. DAVIS recalled holding a gang meeting and disclosing to members of his gang what had happened in Las Vegas. The meeting took place in Cerritos at a regional park on Bellflower Boulevard.

24. DAVIS continued to make efforts to collect the hit money from MARTIN. Eventually DAVIS arranged to meet with MARTIN at the Roxbury Club on Sunset Boulevard. Darrius ROGERS and "Fleetwood" were also at the location with MARTIN. MARTIN and DAVIS spoke privately. MARTIN explained that COMBS had not yet given him the money to give to DAVIS. This meeting took place approximately one month after SHAKUR'S murder.

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25. Eventually, DAVIS was arrested pursuant to an unrelated narcotics investigation, and went to prison. Since DAVIS' release from prison he has had no contact with MARTIN or COMBS. During the summer of 2008, DAVIS encountered Darrius ROGERS in the San Fernando Valley at a 76 Gas station, off Topanga Boulevard. DAVIS advised ROGERS that he needed to get in touch with COMBS. ROGERS informed DAVIS that COMBS had given the contract money to MARTIN, however MARTIN kept the money. According to ROGERS, COMBS and MARTIN had a falling out over the matter.

27. DAVIS also recalled hearing that MARTIN had kept the money from another New York drug dealer named Gregory KANE. This conversation occurred sometime in 2005, while KANE and DAVIS were together at Kevin DAVIS' house in Corona, California.

INDEXING

1. DAVIS, Duane - Naddis - 3954964.
2. DAVIS, Kevin - Naddis - 2139223.
3. COLEMAN, Flentard - Naddis - 1785070.
4. MARTIN, Eric - Naddis - 1515594.
5. COMBS, Sean - Naddis - 4168398.
6. KNIGHT, Marion - Naddis - 3960336.
7. PRINCE, Wendell - Naddis - 6730237.
8. ANDERSON, Orlando - Naddis - 3766026.
9. EDWARDS, Corey - Naddis - 2210399.
10. DORROUGH, Michael - Naddis - 6613180.
1. LEE, Denvonta - Naddis - 6641097.

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12. SMITH, Deandre - Naddis - 3766021.

13. KANE, Gregory - Naddis - 2558211.

14. CLEMONS, Paula - Naddis - Negative.

15. BROWN, Terrence - Naddis - Negative.

16. TREGGS, Anthony - Naddis - 3753656.

17. SESSION, Tracy - Naddis - Negative.

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